



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Haselbeck, R. et al.

Serial No.: 09/815,242

Filed: March 21, 2001

Group Art Unit: 1635

Examiner: Gibbs, Terra C.

For: IDENTIFICATION OF ESSENTIAL GENES IN PROKARYOTES

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision dated October 19, 2005 of the Examiner rejecting claims 12, 31, 45-69, 77-87, 89-96, 100, 101, 103 and 104.

The item checked below is appropriate:

☐ Fee not required (Fee paid in prior appeal).

☒ Charge the \$500 fee to Deposit Account No. 13-2755.

(Duplicate copy of this Notice is enclosed herewith)

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 13-2755. Duplicate copies of this sheet are enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Sheldon O. Heber Date 1-13-06

Respectfully submitted,

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IN DUPLICATE

DATE: January 13, 2006

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